

1764  
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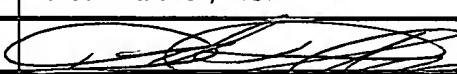
Total Number of Pages in This Submission

Application Number	10/016,807
Filing Date	November 1, 2001
First Named Inventor	David J. Edlund
Art Unit	1764
Examiner Name	Basia Anna Ridley
Total Number of Pages in This Submission	3
Attorney Docket Number	NPW 320

### ENCLOSURES (Check all that apply)

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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kolisch Hartwell, P.C.		
Signature			
Printed name	David S. D'Ascenzo		
Date	July 11, 2005	Reg. No.	39,952

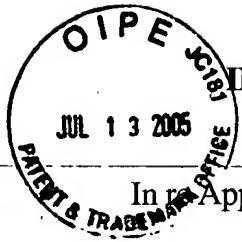
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 13 2005

July 11, 2005

In re Application of:

DAVID J. EDLUND

Serial No. : 10/016,807

Group Art Unit: 1764

Filed : November 1, 2001

Examiner: Basia Anna Ridley

For : FUEL PROCESSING SYSTEM AND  
IMPROVED FEEDSTOCK THEREFOR

**Mail Stop AMENDMENT**

Commissioner for Patents

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M a d a m :

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**  
**AND REQUEST FOR RECONSIDERATION**

This is a response to the July 5, 2005 Notice of Non-Compliant Amendment that was issued in connection with the above-identified patent application. For the reasons presented below, Applicant requests reconsideration of the Notice and entry of Applicant's Amendment and Response to Restriction Requirement.

The present application was filed with original claims 1-78. In the March 25, 2005 Restriction Requirement, Applicant was required to elect between the systems recited in claims 1-71 and the methods recited in claims 72-78. In Applicant's response to the Restriction Requirement, claims 1-72 were elected, and claims 72-78 were cancelled without prejudice. In the Notice, Applicant's response

was objected to for presenting claims 72-78 with the “cancelled” status identifier instead of the “withdrawn” status identifier. Applicant respectfully submits that “cancelled” is the correct status identifier because the claims were cancelled without prejudice in the response to the Restriction Requirement. Had Applicant merely elected claims 1-71, Applicant submits that the proper status identifier would have been “withdrawn.” However, since the method claims would not be rejoined with the claims under consideration even if the elected claims were allowed, Applicant cancelled the claims without prejudice in hopes of accelerating prosecution of the present application should the elected claims be allowed upon examination.

For the reasons discussed above, Applicant requests reconsideration of the Notice of Non-Compliant Amendment. However, should the Examiner maintain the requirement that the claims that were cancelled without prejudice be indicated with the “withdrawn” status identifier, Applicant requests that the Examiner call Applicant’s undersigned attorney so that a replacement response may be submitted that includes the “withdrawn” status identifier.

Respectfully submitted,

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